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PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)****Docket Number (Optional)**  
23451-035

First named inventor: Karapet Ablabutyan

Application No.: 09/815,878

Art Unit: 3652

Filed: March 22, 2001

Examiner: Charles A. Fox

Title: LIFT DEVICE WITH VARIABLE SPEED ACTUATION

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

**RECEIVED**

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

JAN 29 2003

**OFFICE OF PETITIONS**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

 Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. Other than small entity - fee \$ 1,300 (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Amendment and Response to Office Action (identify type of reply): has been filed previously on \_\_\_\_\_  
 is enclosed herewith.B. The issue fee of \$ \_\_\_\_\_  
 has been paid previously on \_\_\_\_\_  
 is enclosed herewith.

01/29/2003 AWONDAF1 00000065 09815878

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[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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## 3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (IMPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

January 22, 2003

Date



Signature

Telephone  
Number: 650.812.1300Ziye J. Zhou, Reg. No. 41,423

Typed or printed name

Manatt, Phepls & Phillips, 1001 Page Mill Road,  
AddressBuilding 2, Palo Alto, CA 94303Enclosures:  Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other: Redlined copy of Figure 6, and Return Postcard

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

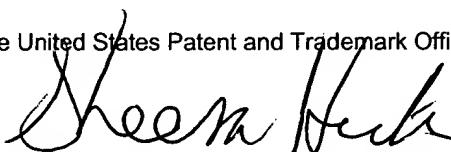
I hereby certify that this correspondence is being:

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transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

January 22, 2003

Date



Signature

Sheena Hicks

Type or printed name of person signing certificate

PATENT  
23451-035  
(17793.00600)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:  
Karapet Ablabutyan

Application No.: 09/815,878

Attorney Docket No.: 23451-035  
(17793.00600)

Filed: March 22, 2001

For: LIFT DEVICE WITH VARIABLE  
SPEED ACTUATION

Group Art Unit: 3652

Examiner:  
Charles A. Fox

**PETITION TO REVIVE AN APPLICATION FOR**  
**PATENT AND STATEMENT UNDER 37 CFR 1.137(b)**

Box: DAC  
Commissioner for Patents  
Washington, D.C., 20231

RECEIVED

JAN 29 2003

OFFICE OF PETITIONS

Dear Commissioner:

Applicant is hereby petitioning to revive the above identified application for patent under 37 CFR 1.137(b).

**CERTIFICATE OF MAILING**  
(37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'United States Postal Service First Class Mail' in an envelope addressed to Box: DAC, Commissioner for Patents, Washington, D.C. 20231.

Sheena Hicks  
Name of Person Mailing Paper  
  
Signature of Person Mailing Paper

January 22, 2003  
Date of Deposit  
20079191.1

**Statement Under 37 CFR 1.137(b)**

Applicant hereby states that the failure to respond the Office Action mailed on March 18, 2002 within the Statutory Period was unintentional.

The subject application was filed on March 22, 2001 through Crosby, Heafey Roach & May, LLP (Two Embarcadero Center, Suite 2000, San Francisco, CA 94111). In March 2002, Applicant transferred the application file to Manatt, Phelps & Phillips, LLP (11355 West Olympic Blvd, Los Angeles, CA 90064). The attorney who initially handled the prosecution of the patent application at Manatt, Phelps & Phillips inadvertently failed to enter the Office Action in the docketing, and subsequently left the firm of Manatt, Phelps & Phillips.

Respectfully submitted,

MANATT, PHELPS & PHILLIPS  
Attorneys for Applicants

By: Ziye J. Zhou  
Registration Number 41,423

Date: January 22, 2003

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